IN THE HIGH COURT OF BOMBAY AT GOA

MISC.CIVIL APPLICATION NO. 936 OF 2005

IN

FIRST APPEAL NO. 131 OF 2005

COMMUNIDADE OF BALLI,QUEPEM GOA ....Applicant

Versus

VITHOBA MAHADEV DESSAI AND 14 ORS., ...Respondents

Ms.Rakhi M. Chodankar, Advocate for the Applicant.
Mr. I. Agha, Advocate for R.1 and 2.
Mr. S. Sardessai, Advocte for R.3 and 5.

Coram:- A. P. LAVANDE &
N. A. BRITTO, JJ.

Date:- 5th April, 2006

P.C.:

Heard Ms. Chodankar for the Applicant and Mr. Agha for the Respondents No.1 and 2. Mr. Sardessai waives notice on behalf of the Respondents No.3 and 5. He also submits that he is waiving notice on behalf of the proposed L.Rs. of deceased Respondent No.4 and undertakes to file Wakalatnama on behalf of the newly added respondent No.4(b) since Respondent No.4(a) is already on record as Respondent No.3. There is no dispute that the application has been filed within time. Hence the application is allowed. Amendment to be carried out within one week.

Application stands disposed of.

A. P. LAVANDE, J.

N. A. BRITTO, J.

sl.